

# PATENT COOPERATION TREATY

From the  
INTERNATIONAL PRELIMINARY EXAMINING AUTHORITY

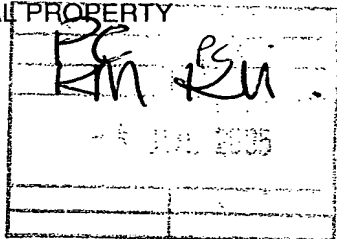
## PCT

### NOTIFICATION OF TRANSMITTAL OF THE INTERNATIONAL PRELIMINARY REPORT ON PATENTABILITY

(PCT Rule 71.1)

To:

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MARCONI INTELLECTUAL PROPERTY  
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Date of mailing  
(day/month/year)

01.07.2005

Applicant's or agent's file reference  
P/63920/GPTU63

#### IMPORTANT NOTIFICATION

International application No.  
PCT/EP2004/051165

International filing date (day/month/year)  
18.06.2004

Priority date (day/month/year)  
18.06.2003

Applicant  
MARCONI COMMUNICATIONS GMBH et al.

1. The applicant is hereby notified that this International Preliminary Examining Authority transmits herewith the international preliminary report on patentability and its annexes, if any, established on the international application.
2. A copy of the report and its annexes, if any, is being transmitted to the International Bureau for communication to all the elected Offices.
3. Where required by any of the elected Offices, the International Bureau will prepare an English translation of the report (but not of any annexes) and will transmit such translation to those Offices.

#### 4. REMINDER

The applicant must enter the national phase before each elected Office by performing certain acts (filing translations and paying national fees) within 30 months from the priority date (or later in some Offices) (Article 39(1)) (see also the reminder sent by the International Bureau with Form PCT/IB/301).

Where a translation of the international application must be furnished to an elected Office, that translation must contain a translation of any annexes to the international preliminary report on patentability. It is the applicant's responsibility to prepare and furnish such translation directly to each elected Office concerned.

For further details on the applicable time limits and requirements of the elected Offices, see Volume II of the PCT Applicant's Guide.

The applicant's attention is drawn to Article 33(5), which provides that the criteria of novelty, inventive step and industrial applicability described in Article 33(2) to (4) merely serve the purposes of international preliminary examination and that "any Contracting State may apply additional or different criteria for the purposes of deciding whether, in that State, the claimed inventions is patentable or not" (see also Article 27(5)). Such additional criteria may relate, for example, to exemptions from patentability, requirements for enabling disclosure, clarity and support for the claims.

Name and mailing address of the international  
preliminary examining authority:



European Patent Office  
D-80298 Munich  
Tel. +49 89 2399 - 0 Tx: 523656 epmu d  
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**PATENT COOPERATION TREATY**  
**PCT**  
**INTERNATIONAL PRELIMINARY REPORT ON PATENTABILITY**  
(Chapter II of the Patent Cooperation Treaty)  
(PCT Article 36 and Rule 70)

Applicant's or agent's file reference <b>P/63920/GPTU63</b>	<b>FOR FURTHER ACTION</b>  See Form PCT/IPEA/416	
International application No. <b>PCT/EP2004/051165</b>	International filing date (day/month/year) <b>18.06.2004</b>	Priority date (day/month/year) <b>18.06.2003</b>
International Patent Classification (IPC) or national classification and IPC <b>H05K3/00, H05K1/14, H05K1/02, H05K3/32</b>		
Applicant <b>MARCONI COMMUNICATIONS GMBH et al.</b>		
<p>1. This report is the international preliminary examination report, established by this International Preliminary Examining Authority under Article 35 and transmitted to the applicant according to Article 36.</p> <p>2. This REPORT consists of a total of 5 sheets, including this cover sheet.</p> <p>3. This report is also accompanied by ANNEXES, comprising:</p> <p style="margin-left: 20px;">a. <input type="checkbox"/> sent to the applicant and to the International Bureau) a total of sheets, as follows:</p> <p style="margin-left: 40px;"><input type="checkbox"/> sheets of the description, claims and/or drawings which have been amended and are the basis of this report and/or sheets containing rectifications authorized by this Authority (see Rule 70.16 and Section 607 of the Administrative Instructions).</p> <p style="margin-left: 40px;"><input type="checkbox"/> sheets which supersede earlier sheets, but which this Authority considers contain an amendment that goes beyond the disclosure in the international application as filed, as indicated in item 4 of Box No. I and the Supplemental Box.</p> <p style="margin-left: 20px;">b. <input type="checkbox"/> (sent to the International Bureau only) a total of (indicate type and number of electronic carrier(s)) , containing a sequence listing and/or tables related thereto, in computer readable form only, as indicated in the Supplemental Box Relating to Sequence Listing (see Section 802 of the Administrative Instructions).</p>		
<p>4. This report contains indications relating to the following items:</p> <p><input checked="" type="checkbox"/> Box No. I Basis of the opinion</p> <p><input type="checkbox"/> Box No. II Priority</p> <p><input type="checkbox"/> Box No. III Non-establishment of opinion with regard to novelty, inventive step and industrial applicability</p> <p><input type="checkbox"/> Box No. IV Lack of unity of invention</p> <p><input checked="" type="checkbox"/> Box No. V Reasoned statement under Article 35(2) with regard to novelty, inventive step or industrial applicability; citations and explanations supporting such statement</p> <p><input checked="" type="checkbox"/> Box No. VI Certain documents cited</p> <p><input checked="" type="checkbox"/> Box No. VII Certain defects in the international application</p> <p><input type="checkbox"/> Box No. VIII Certain observations on the international application</p>		
Date of submission of the demand  <b>04.04.2005</b>	Date of completion of this report  <b>01.07.2005</b>	
Name and mailing address of the international preliminary examining authority:  <b>European Patent Office</b> D-80298 Munich Tel. +49 89 2399 - 0 Tx: 523656 epmu d Fax: +49 89 2399 - 4465	Authorized Officer Telephone No. +49 89 2399- 4970 <b>Baker, P</b> 	

**INTERNATIONAL PRELIMINARY REPORT  
ON PATENTABILITY**

10/561117  
IAP20 Rec'd PCT/PTO 15 DEC 2005  
International application No.  
PCT/EP2004/051165

**Box No. I Basis of the report**

1. With regard to the **language**, this report is based on the international application in the language in which it was filed, unless otherwise indicated under this item.
- ☐ This report is based on translations from the original language into the following language, which is the language of a translation furnished for the purposes of:
- ☐ international search (under Rules 12.3 and 23.1(b))
  - ☐ publication of the international application (under Rule 12.4)
  - ☐ international preliminary examination (under Rules 55.2 and/or 55.3)
2. With regard to the **elements\*** of the international application, this report is based on *(replacement sheets which have been furnished to the receiving Office in response to an invitation under Article 14 are referred to in this report as "originally filed" and are not annexed to this report)*:

**Description, Pages**

1-6 as originally filed

**Claims, Numbers**

1-14 as originally filed

**Drawings, Sheets**

1/2, 2/2 as originally filed

- ☐ a sequence listing and/or any related table(s) - see Supplemental Box Relating to Sequence Listing
3. ☐ The amendments have resulted in the cancellation of:
- ☐ the description, pages
  - ☐ the claims, Nos.
  - ☐ the drawings, sheets/figs
  - ☐ the sequence listing (*specify*):
  - ☐ any table(s) related to sequence listing (*specify*):
4. ☐ This report has been established as if (some of) the amendments annexed to this report and listed below had not been made, since they have been considered to go beyond the disclosure as filed, as indicated in the Supplemental Box (Rule 70.2(c)).
- ☐ the description, pages
  - ☐ the claims, Nos.
  - ☐ the drawings, sheets/figs
  - ☐ the sequence listing (*specify*):
  - ☐ any table(s) related to sequence listing (*specify*):

\* If item 4 applies, some or all of these sheets may be marked "superseded."

**INTERNATIONAL PRELIMINARY REPORT  
ON PATENTABILITY**

International application No.  
PCT/EP2004/051165

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**Box No. V Reasoned statement under Article 35(2) with regard to novelty, inventive step or industrial applicability; citations and explanations supporting such statement**

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1. Statement

Novelty (N)	Yes: Claims	2-5,7,9-14
	No: Claims	1,6,8
Inventive step (IS)	Yes: Claims	9-14
	No: Claims	1-8
Industrial applicability (IA)	Yes: Claims	1-14
	No: Claims	none

2. Citations and explanations (Rule 70.7):

**see separate sheet**

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**Box No. VI Certain documents cited**

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1. Certain published documents (Rule 70.10)

and / or

2. Non-written disclosures (Rule 70.9)

**see separate sheet**

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**Box No. VII Certain defects in the international application**

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The following defects in the form or contents of the international application have been noted:

**see separate sheet**

**INTERNATIONAL PRELIMINARY  
REPORT ON PATENTABILITY  
(SEPARATE SHEET)**

PCT/EP2004/051165

**Re Item V****Reasoned statement with regard to novelty, inventive step or industrial  
applicability; citations and explanations supporting such statement**

Reference is made to the following document :

D1: US-A-4 242 157 (GEHLE RICHARD W) 30 December 1980 (1980-12-30)

1. Document D1 discloses (col. 5, l. 8 - col. 6, l. 3; Fig. 1) a circuit assembly comprising a circuit board, a circuit component connected to the circuit board by wire bonding, and a base plate on which the circuit board is fixed, wherein a gap between the base plate and the circuit board is filled with a filling body of a material hardened in the gap.

Thus the subject matter of claim 1 lacks novelty (Article 33(2) PCT).

2. Dependant device claims 2 - 9 do not appear to contain any technical features which, in combination with the features of any claim to which they refer, meet the requirements of the PCT in respect of novelty and/or inventive step.

3. Document D1 further discloses a method of manufacturing a circuit assembly, comprising the steps of:

- a) fixing a circuit board and a circuit component on a base plate, and
- b) applying a bonding wire between the circuit component and a bond pad of the circuit board.

The subject matter of independent claim 10 differs from this known method at least in that it comprises, between steps (a) and (b) the step of introducing a hardenable material into a gap between the circuit board and the base plate and hardening the material in the gap.

According to document D1, the hardenable material is applied to the base plate before fixing the circuit board, i.e. before step (a), and is hardened after applying the bonding wire, i.e. after step (b).

None of the other cited documents discloses or suggests the solution proposed in claim 10.

In view of the available prior art, the subject matter of claim 10 appears, therefore, to involve an inventive step.

**INTERNATIONAL PRELIMINARY  
REPORT ON PATENTABILITY  
(SEPARATE SHEET)**

International application No.

PCT/EP2004/051165

4. Claims 11 -14 are dependent on claim 10 and as such also meet the requirements of the PCT in respect of novelty and inventive step.

**Re Item VI**

**Certain documents cited**

**Certain published documents**

Application No Patent No	Publication date (day/month/year)	Filing date (day/month/year)	Priority date (valid claim) (day/month/year)
EP-A2-1 355 353	22/10/2003	07/03/2003	15/04/2002

**Re Item VII**

**Certain defects in the international application**

Contrary to the requirements of Rule 5.1(a)(ii) PCT, the relevant background art disclosed in the document D1 is not mentioned in the description, nor is this document identified therein (see also the Guidelines, paragraph 4.05).

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